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IAB # IV 2235173

INTERNAL AFFAIRS BUREAU
INVESTIGATIVE SUMMARY
IAB CASE # IV 2235173

COMPLAINANT:	[redacted] FW/22
SUBJECT:	Deputy Renna Chey #[redacted] Lost Hills Station
LOCATION:	[redacted] N. Alfredo Court, Agoura Hills, California 91301
DATE/TIME OF INCIDENT:	January 4, 2009, Between 0130 - 0200 hours, Sunday
DATE OF DEPARTMENT KNOWLEDGE:	January 4, 2009

ALLEGATIONS

It is alleged Subject Chey, while handling a call for service at the location, kissed Complainant [redacted] on the lips, hugged her, digitally penetrated her vagina, and contacted her several times in person and via his personal cell phone, during the course of his shift.

POLICY SECTIONS

1.	General Behavior	MPP 3-01/030.05
2.	Immoral Conduct	MPP 3-01/030.07
3.	Obedience to Laws, Regulations, and Orders	MPP 3-01/030.10
4.	Performance to Standards	MPP 3-01/050.10

SYNOPSIS

On January 4, 2009, Lost Hills Station received a call for service from Complainant Ms. [redacted] regarding a domestic violence incident between her and her [redacted] Mr. [redacted] Subject Chey, along with his car partner, Deputy Williams, responded to Ms. [redacted] residence. Upon their arrival, they found their assisting unit had already arrived and detained Ms. [redacted] in their patrol car. Subject Chey contacted Ms. [redacted] to ascertain if a crime had occurred and eventually determined there was no crime. The assisting unit transported Mr. [redacted] from the location, per his request, and left him at a gas station to be picked up by a friend.

During Subject Chey's investigation, he and Deputy Williams searched the house for a suspect (prior to learning the suspect had already been detained). Subject Chey then questioned Ms. [redacted] about domestic violence and he viewed her arms for evidence of assault. While

talking to Ms. [redacted] the deputies noted that she was extremely intoxicated and visibly upset about her argument with her [redacted]

Subject Chey made effort to calm her down and gain her confidence by smoking a cigarette with her on her back patio and he gave her his personal cell phone number. He told her that if she became afraid her [redacted] would return, she should call 911 and if she wanted him to come by and check on her, to call his (Chey's) cell phone since he would be in the area. He also told her that he would call her shortly after they left, to ensure she was okay.

Ms. [redacted] alleged that Subject Chey alone, walked her to her upstairs bedroom to tuck her into bed and while there, hugged her and kissed her on the lips for several seconds. She said he then placed his hand inside her pants and inserted his right index and middle fingers into her vagina, moving them back and forth a few times as they stood by her bed. She said she told him to stop and she pulled his hand from her pants. She said Subject Chey told her that he liked her and not to tell anyone about what he had done, and then he left the location.

Shortly after Subject Chey left the location, he called Ms. [redacted] to check on her welfare and she told him her [redacted] came back to get his sunglasses. Subject Chey then returned to the location to ensure she was okay.

A short while after Subject Chey had left the location the second time, he called Ms. [redacted] and a male (later determined to be Ms. [redacted], [redacted] answered the phone. Subject Chey quickly hung up then called her number again. Ms. [redacted] told Subject Chey that Ms. [redacted] claimed he (Chey) had raped her. Subject Chey said he then called Malibu Station and advised the Watch Sergeant of Ms. [redacted] allegation against him.

The field Sergeants, Arnold & Lupian were dispatched to the location, however they were under the assumption they were going there in response to the earlier domestic violence incident. Subject Chey and Deputy Williams also responded. When they arrived, Ms. [redacted] and Mr. [redacted] answered the door and Ms. [redacted] pointed toward Subject Chey, and said Subject Chey had raped her. Subject Chey returned to his car and drove to the station. A crime report was written (included on page 43 of the ICIB Investigation Book **Exhibit A**) and ICIB was notified and responded.

ICIB documented their investigation in the ICIB Investigation Book [**Exhibit A**].

On January 11, 2010, the District Attorney's office authored a Letter of Opinion regarding this incident. The District Attorney declined to file charges, stating; "Based on [redacted] numerous inconsistent statements, lack of recall and the lack of corroborative evidence, the probability of a successful prosecution is extremely remote. Consequently, the available evidence is insufficient to prove beyond a reasonable doubt that Deputy Renna Chey committed a sexual assault. Therefore, we are closing our file and will take no further action in this matter." For more information, see the District Attorney's Letter of Opinion included in [**Exhibit C**]

INVESTIGATION

On the date of this incident, ICIB detectives responded to the location to investigate the criminal allegations against Subject Chey. They interviewed numerous witnesses and Ms. [redacted] and Subject Chey. Subject Chey agreed to participate in a sexual assault examination, as did Ms [redacted] and physical evidence was obtained. A copy of the DNA test results report may be viewed in [**Exhibit B**]. ICIB detectives retrieved Subject Chey's and Ms. [redacted] phone records, which show Subject Chey called Ms. [redacted] on his personal cell phone.

On January 4, 2009, Ms. [redacted] was interviewed by ICIB detectives. She told them she had been in a argument with her [redacted], Mr. [redacted], earlier in the evening. She said Subject Chey arrived with numerous other deputies and Mr. [redacted] was taken away from the location by the deputies. She said Subject Chey asked her if he could smoke a cigarette with her and they each smoked a cigarette on the back patio of her home. She claimed Subject Chey escorted her to her bedroom to "tuck her in" and while they stood next to her bed, Subject Chey put his hand inside her pants and put two of his fingers inside her vagina. She claimed Subject Chey also kissed her on her lips. She told detectives that she removed Subject Chey's hand from inside her pants and they stopped kissing. She added that Subject Chey told her not to tell anyone what he had done. Ms. [redacted] said she later told Mr. [redacted] that Subject Chey had raped her and Mr. [redacted] returned to the location.

On March 1, 2010, Subject Deputy **Renna Chey** was interviewed by IAB investigators. Subject Chey said he responded to the location regarding a call for service involving domestic violence. He said he contacted Ms. [redacted] and found that she had been in a argument with Mr. [redacted] but that no crime had occurred. Subject Chey said Ms. [redacted] was obviously upset and crying so he tried to comfort her by sitting with her on her back patio and each smoked a cigarette. He said he had quit smoking years before but felt that if he had a cigarette with her, she would calm down. He said Ms. [redacted] provided him with a cigarette of hers. Subject Chey said he placed the cigarette in his mouth and lit it before handing it to Ms. [redacted] to smoke. He then lit a cigarette for himself to smoke but did not finish it prior to placing it in the ashtray on her patio table.

IAB note: **Subject Chey told ICIB detectives that he did not smoke/share the same cigarette with Ms. [redacted], they each smoked their own cigarettes. See page 21 of Subject Chey's ICIB interview transcription. In response to the DNA results, Subject Chey's attorney, Ms. Elizabeth Gibbons, authored a letter of explanation [Exhibit D], stating Subject Chey and Ms. [redacted] shared the same cigarette.**

Subject Chey said his partner, Deputy Williams stood at the patio door during the time they were on the patio and until Subject Chey completed his conversation with Ms. [redacted] Subject Chey said he and his partner left the location together. He said he waited approximately thirty minutes, then used his cell phone to call Ms. [redacted] in order to check on her welfare. He said Ms. [redacted]

told him Mr[redacted] had returned for his sunglasses and she asked him to check the area in case her [redacted] was still around.

Subject Chey said he and Deputy Williams returned to Ms.[redacted] home to check on her welfare. He said Deputy Williams stayed in the car while he, Subject Chey, met Ms.[redacted] at her front door. He said she asked him to step inside so her dog would not run away however, he went in several steps but left the front door open. He said Deputy Williams illuminated him with the car's spotlight as he talked with Ms.[redacted] because he felt uneasy talking to her alone.

> **IAB note:** **Deputy Williams told ICIB investigators that, although he could not see Subject Chey after Subject Chey stepped inside the home, he did not turn his spotlight on or illuminate the home.**

Subject Chey said he spoke with Ms.[redacted] for a few moments but did not check inside the home for her [redacted] as he did the first time he was there. Subject Chey said he left after several minutes of talking to Ms.[redacted]

Subject Chey said that a short time after leaving Ms.[redacted] home the second time, he called her again and a male answered her phone. He said the male accused him of raping Ms.[redacted] and that he would lose his badge and job for doing so. The male was later determined to be Ms.[redacted] Mr[redacted] Subject Chey added that he told Mr.[redacted] that he had not done as accused and asked to speak with Ms.[redacted] He said Mr.[redacted] refused to let him speak with Ms.[redacted] so he told Mr[redacted] that Ms.[redacted] should call the station to make a report if she believed he, Subject Chey, had raped her. Subject Chey said he hung up and called his Watch Sergeant to report the allegation just made against him by Mr.[redacted]

Subject Chey denied touching Ms.[redacted] in any way other than when he held her arms to examen them for visible signs of injury during his initial domestic violence investigation. He said he did not go to her room to tuck her in bed and he never placed his hand in her pants or put his fingers inside her vagina. He denied hugging her and he said they never kissed each other. He said he made a mistake by giving her his personal cell phone number but only did so because he wanted to comfort her since she had been so upset about her argument with Mr.[redacted]

On April 21, 2010, IAB investigators interviewed Senior Criminalist, **Amber Sage**, who conducted the DNA analysis and authored the DNA Analysis Report **[Exhibit B]**. Witness Sage said she conducted DNA testing of samples given to her which were obtained during the sexual assault exam of Ms.[redacted], and Subject Chey. She also tested a sample obtained from the oral sample of Mr.[redacted] She explained that "perioral" samples are taken from the area surrounding the mouth and that Ms.[redacted] DNA was found on Subject Chey and Subject Chey's DNA was found on Ms.[redacted] She added that Ms.[redacted] DNA was also found on both of Subject Chey's hands. Witness Sage said the DNA found could not be identified specifically as DNA from vaginal fluid or saliva. She said while highly unlikely the DNA was transferred from Ms.[redacted] and Subject Chey's mouth area by sharing the same cigarette, she

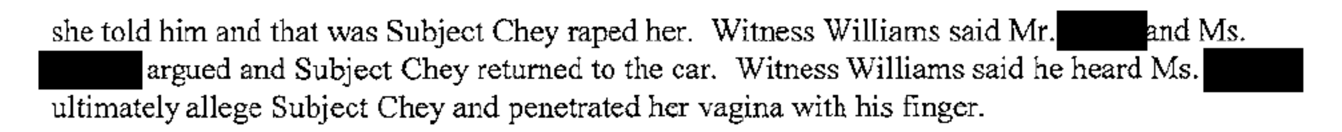
could not rule out that this might have happened. Witness Sage said she was able to rule out Mr. [redacted] as a contributor to the DNA found on Ms. [redacted] and Subject Chey. For more information, see the attached verbatim transcription of Senior Criminalist Amber Sage's IAB interview.

Witness Deputy **Anthony Williams** told ICIB investigators on January 4, 2009, that he was partnered with Subject Chey for the shift and went to the location in response to a domestic violence call. He said he and Subject Chey searched the house for her [redacted] before realizing that her [redacted] had already been detained by another unit. He said Subject Chey talked with Ms. [redacted] while she tried to locate her car keys in order to drive to the store for cigarettes. Witness Williams said that he left Subject Chey with Ms. [redacted] near the front door inside the house, while he went to Ms. [redacted] car to see if the keys were left inside it. When he returned approximately five minutes later, he noticed Subject Chey and Ms. [redacted] were no longer standing where he had left them. He found them sitting at a table on the back patio, talking while Ms. [redacted] smoked a cigarette. They left the home after being there for approximately thirty minutes.

Witness Williams said Subject Chey called Ms. [redacted] a while after they had left the location, to ask her why she was so upset if her [redacted] did not hit her. He said Subject Chey advised him that Ms. [redacted] said her [redacted] had returned so they went to her home to check on her welfare. Witness Williams said he noticed Subject Chey walk inside the home to talk with Ms. [redacted] but he was unable to see inside the open front door because it was dark inside. He could not see Subject Chey after he walked several steps inside the door. Witness Williams said he contacted Subject Chey on the radio, utilizing "Direct" mode, after two to five minutes and told Subject Chey that he wanted to leave. He added that he did not respond to the front door with Subject Chey and he did not realize Subject Chey was going to go inside until Chey did so.

Witness Williams said Subject Chey had mentioned something to him about Ms. [redacted] wanting to hug him (Chey) but he told her no. Witness Williams added that Subject Chey mentioned something about going back to Ms. [redacted] home after shift but that he thought Subject Chey meant it in a joking way.

Witness Williams said Subject Chey received phone calls on his cell phone and one of the calls upset Subject Chey. He said Subject Chey told him Mr. [redacted] accused him of raping Ms. [redacted] so they drove back to her home and Subject Chey called Ms. [redacted] and told her to come outside to talk however, she refused. Witness Williams said he told Subject Chey they should leave and call the station since the allegation was serious. A while later, they returned to the location with Sergeants Arnold and Lupian to contact Ms. [redacted] While there, Ms. [redacted] and Mr. [redacted] came to the door and he (Witness Williams) asked Ms. [redacted] what happened after he told her he was aware of Mr. [redacted] accusing Subject Chey of raping her. He said Ms. [redacted] told them several times, nothing happened. Witness Williams said Mr. [redacted] told her to tell the same thing


she told him and that was Subject Chey raped her. Witness Williams said Mr. [redacted] and Ms. [redacted] argued and Subject Chey returned to the car. Witness Williams said he heard Ms. [redacted] ultimately allege Subject Chey and penetrated her vagina with his finger.

Witness Williams stated that he believed Ms. [redacted] was using Subject Chey in order to get her [redacted] to stay with her and not end their relationship. For more information regarding Witness Williams statements, see pages 13 - 18 of the ICIB Investigative Book.

A CD containing ICIB's interviews in this case is included in **Exhibit E.**



Leroy D. Baca, Sheriff

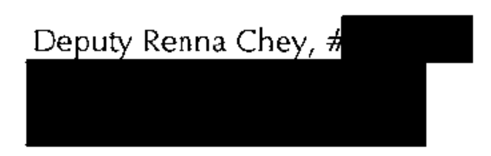
County of Los Angeles

Sheriff's Department Headquarters

4700 Ramona Boulevard
Monterey Park, California 91754-2169



November 16, 2010


Deputy Renna Chey, #[redacted]

Dear Deputy Chey:

You are hereby notified that it is the intention of the Sheriff's Department to suspend you without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of fifteen (15) days.

An investigation under IAB File Number 2235173 conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Manual of Policy and Procedures Sections 3-01/030.05, General Behavior; and/or 3-01/000.10, Professional Conduct; and/or 3-01/030.07, Immoral Conduct; and/or 3-01/050.10, Performance to Standards, on or about January 4, 2009, after responding to an alleged domestic violence incident involving a boyfriend and girlfriend, you failed to maintain a level of moral conduct which is in keeping with the highest standards of the law enforcement profession and/or conducted yourself in a manner which caused the Department to be brought into disrepute, as evidenced by, but not limited to:

    a) kissing an extremely intoxicated female victim of an alleged domestic violence incident on the mouth, without her consent.

    Your actions of going to a domestic violence call and taking advantage of an intoxicated female victim are contrary to this Department's Core Values, Mission and Creed and resulted in the female victim making

allegations of rape against you. Thus, you failed to conform to the work standards established for your position as a deputy sheriff, bringing discredit and embarrassment upon yourself and the Sheriff's Department.

2. That in violation of Manual of Policy and Procedures Sections 3-01/040.76, Obstructing an Investigation/Influencing a Witness and/or 3-01/040.70, False Statements, on or about January 4, 2009, you lied during a criminal investigation concerning your actions with a female victim of an alleged domestic violence incident, including but not limited to, stating you did not kiss Complainant [redacted] thereby unduly obstructing and/or delaying their investigation of the incident.

3. That in violation of Manual of Policy and Procedures Section 3-01/040.75, Failure to Make Statements and/or Making False Statements During Departmental Internal Investigations, on or about March 1, 2010, during your subject interview, you made false statements to investigators, including but not limited to, that you did not kiss Complainant [redacted]

Prior to determining this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You have the right to grieve this disciplinary action within ten (10) business days of receipt of this letter. Your grievance procedures may be found in your classification's negotiated Memorandum of Understanding.

Failure to respond to this Letter of Intent within ten (10) business days will be considered a waiver of your right to grieve and will result in the imposition of this discipline indicated herein.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Joseph H. Stephen Jr., Captain
Commander, Malibu/Lost Hills Station

JHS:KM:md

c: Advocacy Unit
Employee Relations Unit
Neal B. Tyler, Chief, Field Operations Region I
Internal Affairs Bureau
Office of Independent Review (OIR)
(File # IAB 2235173)

LOS ANGELES COUNTY DISTRICT ATTORNEY
CHARGE EVALUATION WORKSHEET

X FELONY MISDEMEANOR	AGENCY NAME LASD - INTERNAL	DA CASE NO. 30740093	DATE 01/11/2010
	AGENCY FILE NO. (DR OR URN) 009-00001-2003-441	DA OFFICE CODE J.S.I.D. 09-0228R	VICTIM ASSISTANCE REFERRAL ☐ YES – NOTIFY VWAP ☐ NO

SUSP NO.	SUSPECT	CHARGES CODE	SECTION	OFFENSE DATE	REASON CODE
1	NAME (LAST, FIRST MIDDLE)) CHEY, RENNA HING	PC PC	289(A)(1) 243.4(E)(1)	01/04/2009 01/04/2009	B B
	DOB [redacted] · SEX (M/F) M · BOOKING NO. N.I.C. · VIP -- Yes X No				
	___ Gang Member Name of Gang ___ Victim Gang Member Name of Gang:				
2	NAME (LAST, FIRST MIDDLE))				
	DOB · SEX (M/F) · BOOKING NO. · VIP -- Yes -- No				
	Gang Member Name of Gang				
3	NAME (LAST, FIRST MIDDLE))				
	DOB · SEX (M/F) · BOOKING NO. · VIP -- Yes -- No				
	Gang Member Name of Gang				

Comments

SEE ATTACHED.

COMPLAINT DEPUTY (print)	COMPLAINT DEPUTY (SIGNATURE)	STATE BAR NO.	REVIEWING DEPUTY (SIGNATURE)
FERNANDO GUZMAN/smm	[signature]	134362	[signature]

I have conveyed all relevant information to the above-named Deputy District Attorney to be used in consideration of a filing decision.

FILING OFFICER (PRINT): SGT. TODD WEBER/L.A.S.D. FILING OFFICER (SIGNATURE): MAILED 01|19|10 SERIAL #: 00

DEPARTMENT OF JUSTICE REASON CODES (FORM 8715)			
A. Lack of Corpus B. Lack of Sufficient Evidence C. Inadmissible Search/Seizure	D. Victim Unavailable/Declines To Testify E. Witness Unavailable/Declines to Testify F. Combined with Other Counts/Cases G. Interest of Justice	H. Other (indicate the reason in Comments section) I. Referred to Non-California Jurisdiction J. Deferred for Revocation of Parole K. Further Investigation	L. Prosecutor Prefiling Deferral *DISTRICT ATTORNEY'S REASON CODES* M. Probation Violation filed (in lieu of) N. Referred to City Attorney for Misdemeanor Consideration

LAST NAME: CHEY
FIRST NAME: RENNA
DA CASE NUMBER: 30740093

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of allegations that Los Angeles County Sheriff's Deputy Renna Chey, #521635, sexually assaulted [redacted] in violation of Penal Code sections 289(a)(1) and 243.4(e)(1). For the reasons set forth below, this office declines to initiate criminal proceedings.

The following analysis is based on reports prepared by the Los Angeles County Sheriff's Department (LASD), submitted to this office on April 8, 2009, by Sergeant Todd Weber, LASD Internal Criminal Investigations Bureau. Deputy Chey voluntarily agreed to be interviewed.

FACTUAL ANALYSIS

On January 3, 2009, at approximately 11:43 p.m., a 9-1-1 call was received by the LASD. The caller was later identified as [redacted] On the recording [redacted] can be heard screaming "My [redacted] just beat the shit out of me, I need help, I need help!" [redacted] then hung up the phone.[1] The dispatcher attempted to determine the location of the caller and units were dispatched to the area.

Two LASD units arrived at [redacted] home a short time later. Deputies Eric Moyer and Rodolfo Fimbres were the first to arrive. They determined that [redacted] was the [redacted] of [redacted] and he was placed in the back seat of their patrol vehicle. As Deputy Moyer spoke to [redacted] Deputies Chey and Williams arrived. [redacted] was very uncooperative with Deputy Moyer and was acting hysterical. Chey tried to calm [redacted] by speaking with her.

Chey and Williams were unaware that [redacted] was in the other police vehicle. They entered [redacted] home to make sure that he was not in the house.[2] They performed a cursory search of both floors of the home. Since [redacted] insisted that there had been no physical confrontation with [redacted] Deputies Moyer and Fimbres drove him to a nearby gas station where a friend later picked him up.[3] [redacted] was very upset that [redacted] had been taken away. All LASD personnel who had contact with [redacted] on that evening believed that she was intoxicated.

Chey accompanied [redacted] to the rear patio of the home to speak with her about what had transpired between her and [redacted] Deputy Williams stood in the patio doorway as they spoke. A short time later, the deputies left the residence together.

[redacted] alleges that after she and Chey smoked cigarettes on the patio, Chey offered to walk her to her bedroom. Chey and [redacted] went into her bedroom as Deputy Williams remained downstairs. As they both stood next to her bed, Chey began to kiss her on the

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[1] [redacted] did not identify herself or give a location of occurrence.
[2] The home belongs to the [redacted] of [redacted] who had been out of the country when this event took place.
[3] [redacted] had already planned on leaving when police arrived.

mouth, and then placed his hand inside her pants. Chey placed his finger inside her vagina. After removing his hand from her pants, Chey entered his phone number into [redacted] cell phone. Chey told [redacted] to call him in the morning if she wanted him to come over.

Twenty minutes later [redacted] called [redacted] and told him that she had been raped by a deputy. She later admitted lying about this because she wanted [redacted] to return. [redacted] returned and was present when Chey called.

Voluntary Interview of Deputy Renna Chey – January 4, 2009

At approximately 9:10 a.m. on January 4, 2009, Deputy Chey consented to an interview with Sergeants Todd Weber and Victor Lewandowski. According to Chey, it was [redacted] idea to smoke on the rear patio. [redacted] told Chey that [redacted] was a heroin addict and she feared that he might have used heroin earlier that day. [redacted] had beaten her on a prior occasion. [redacted] had left his sunglasses at her residence and [redacted] feared that he would return later that evening.

Because [redacted] was intoxicated and Chey was concerned for her safety, he gave her his cell phone number, which she entered into her cell phone. Chey told her his name was Renna, which is pronounced as Re-nay'. Chey and Williams left together and Chey telephoned [redacted] at approximately 3:00 a.m. [redacted] said that [redacted] had returned for his sunglasses and she feared that he was still in the area. She asked Chey to check the area.

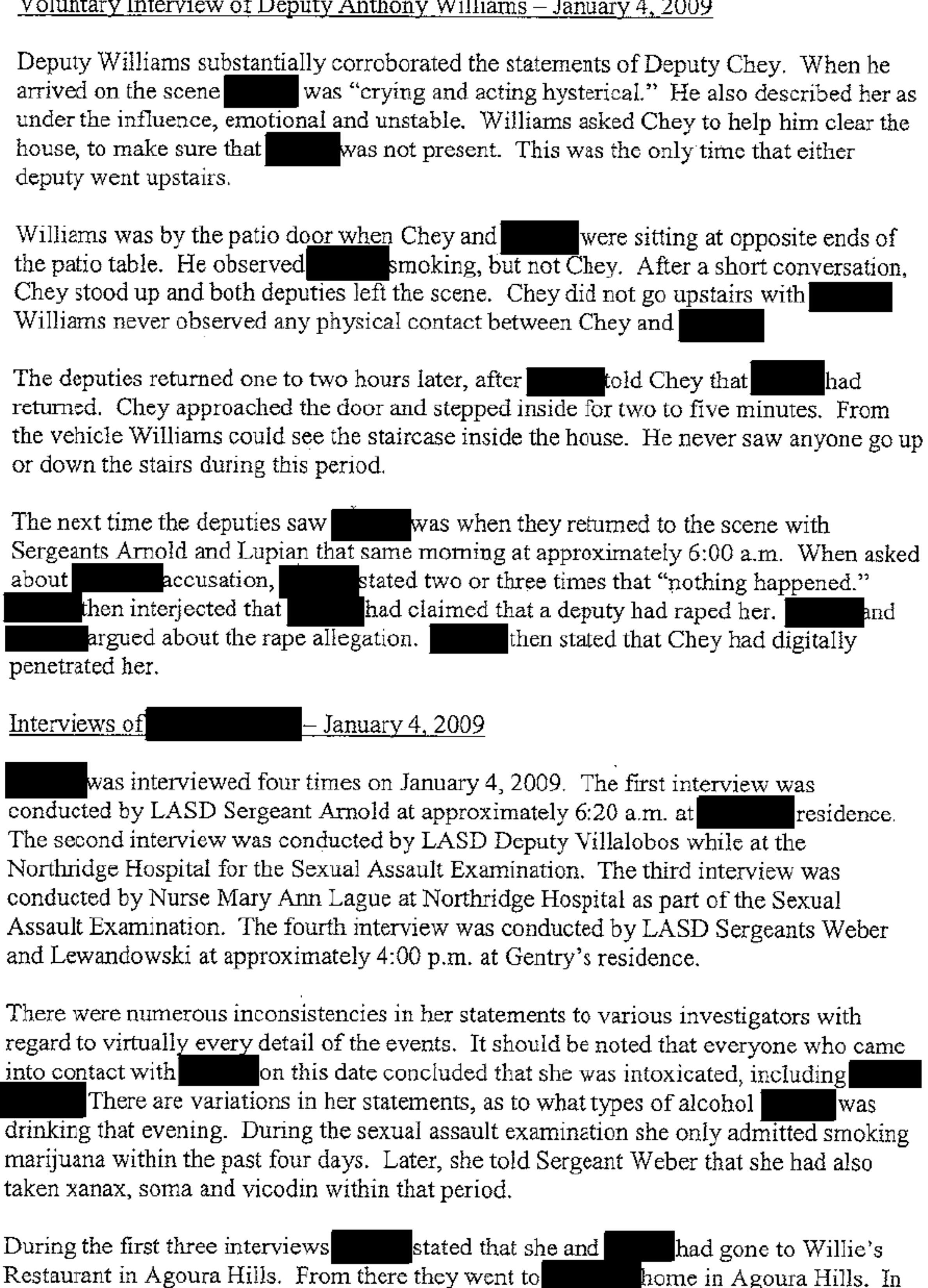
Chey and Williams returned to [redacted] residence. Williams remained in the vehicle as Chey went to the door. [redacted] opened the door and Chey entered so that her dog would not get out. Chey remained just inside the doorway with the door open for no more than two minutes.[4] Chey determined that [redacted] was not present and that [redacted] appeared to be alright. He returned to the vehicle and they left the area.

At approximately 5:00 a.m. Chey phoned [redacted] to check on her well-being. A male answered the phone and accused Chey of raping [redacted] The male, later determined to be [redacted] refused to put [redacted] on the phone and hung up. Chey called again and [redacted] repeated the allegation. Chey told [redacted] that they should report this to the LASD, and that [redacted] should be taken for a physical examination.

Chey then called the station and reported the allegation to the Watch Commander. Chey stated that the only time he touched [redacted] was when he checked her hands for injuries during the initial call. He also stated that [redacted] and he each smoked separate cigarettes which both came from [redacted] cigarette pack.

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[4] Deputy Williams recalled Chey being at the door for two to five minutes.



Voluntary Interview of Deputy Anthony Williams – January 4, 2009

Deputy Williams substantially corroborated the statements of Deputy Chey. When he arrived on the scene [redacted] was "crying and acting hysterical." He also described her as under the influence, emotional and unstable. Williams asked Chey to help him clear the house, to make sure that [redacted] was not present. This was the only time that either deputy went upstairs.

Williams was by the patio door when Chey and [redacted] were sitting at opposite ends of the patio table. He observed [redacted] smoking, but not Chey. After a short conversation, Chey stood up and both deputies left the scene. Chey did not go upstairs with [redacted] Williams never observed any physical contact between Chey and [redacted]

The deputies returned one to two hours later, after [redacted] told Chey that [redacted] had returned. Chey approached the door and stepped inside for two to five minutes. From the vehicle Williams could see the staircase inside the house. He never saw anyone go up or down the stairs during this period.

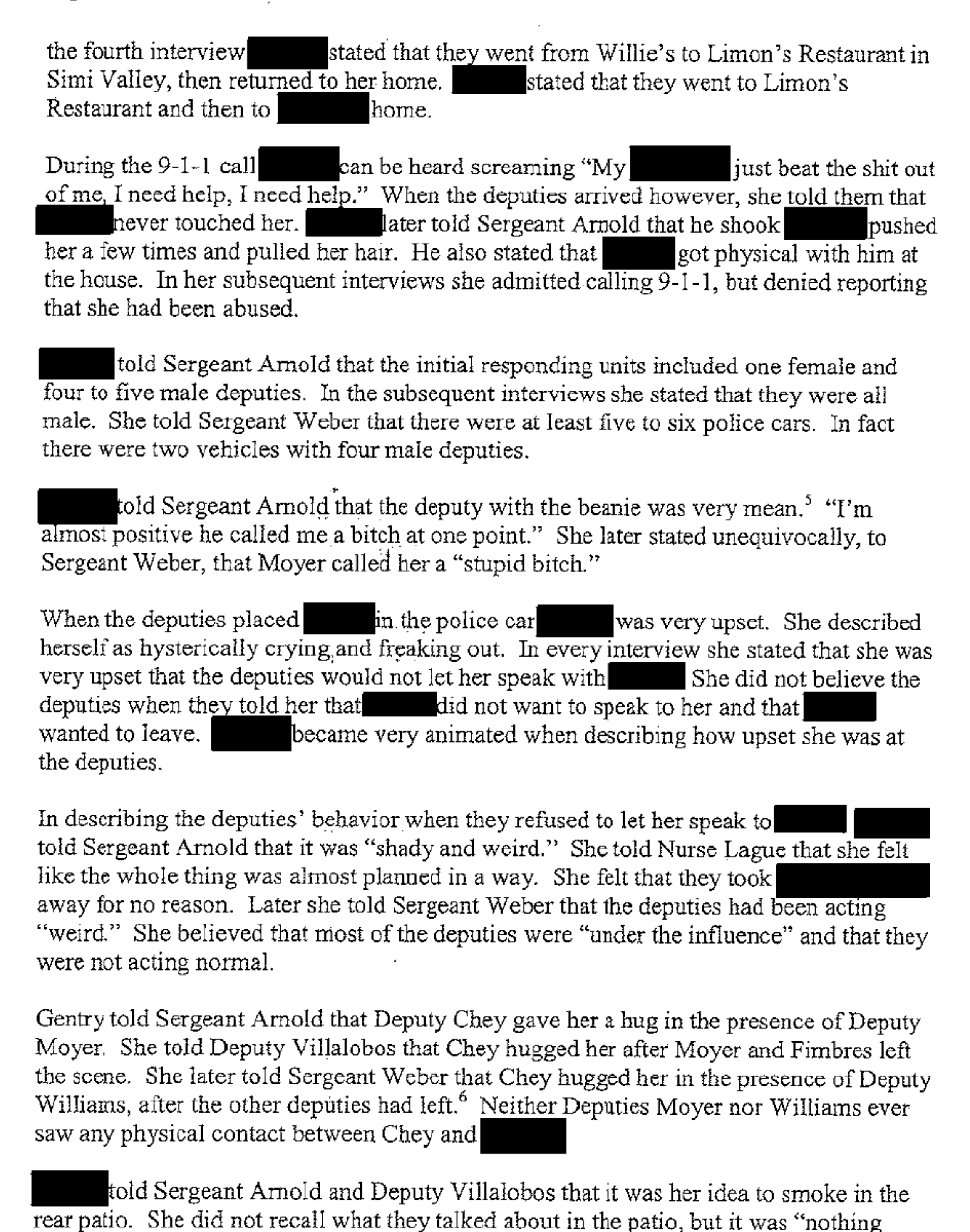
The next time the deputies saw [redacted] was when they returned to the scene with Sergeants Arnold and Lupian that same morning at approximately 6:00 a.m. When asked about [redacted] accusation, [redacted] stated two or three times that "nothing happened." [redacted] then interjected that [redacted] had claimed that a deputy had raped her. [redacted] and [redacted] argued about the rape allegation. [redacted] then stated that Chey had digitally penetrated her.

Interviews of [redacted] – January 4, 2009

[redacted] was interviewed four times on January 4, 2009. The first interview was conducted by LASD Sergeant Arnold at approximately 6:20 a.m. at [redacted] residence. The second interview was conducted by LASD Deputy Villalobos while at the Northridge Hospital for the Sexual Assault Examination. The third interview was conducted by Nurse Mary Ann Lague at Northridge Hospital as part of the Sexual Assault Examination. The fourth interview was conducted by LASD Sergeants Weber and Lewandowski at approximately 4:00 p.m. at Gentry's residence.

There were numerous inconsistencies in her statements to various investigators with regard to virtually every detail of the events. It should be noted that everyone who came into contact with [redacted] on this date concluded that she was intoxicated, including [redacted] There are variations in her statements, as to what types of alcohol [redacted] was drinking that evening. During the sexual assault examination she only admitted smoking marijuana within the past four days. Later, she told Sergeant Weber that she had also taken xanax, soma and vicodin within that period.

During the first three interviews [redacted] stated that she and [redacted] had gone to Willie's Restaurant in Agoura Hills. From there they went to [redacted] home in Agoura Hills. In



the fourth interview [redacted] stated that they went from Willie's to Limon's Restaurant in Simi Valley, then returned to her home. [redacted] stated that they went to Limon's Restaurant and then to [redacted] home.

During the 9-1-1 call [redacted] can be heard screaming "My [redacted] just beat the shit out of me, I need help, I need help." When the deputies arrived however, she told them that [redacted] never touched her. [redacted] later told Sergeant Arnold that he shook [redacted] pushed her a few times and pulled her hair. He also stated that [redacted] got physical with him at the house. In her subsequent interviews she admitted calling 9-1-1, but denied reporting that she had been abused.

[redacted] told Sergeant Arnold that the initial responding units included one female and four to five male deputies. In the subsequent interviews she stated that they were all male. She told Sergeant Weber that there were at least five to six police cars. In fact there were two vehicles with four male deputies.

[redacted] told Sergeant Arnold that the deputy with the beanie was very mean.[5] "I'm almost positive he called me a bitch at one point." She later stated unequivocally, to Sergeant Weber, that Moyer called her a "stupid bitch."

When the deputies placed [redacted] in the police car [redacted] was very upset. She described herself as hysterically crying and freaking out. In every interview she stated that she was very upset that the deputies would not let her speak with [redacted] She did not believe the deputies when they told her that [redacted] did not want to speak to her and that [redacted] wanted to leave. [redacted] became very animated when describing how upset she was at the deputies.

In describing the deputies' behavior when they refused to let her speak to [redacted] told Sergeant Arnold that it was "shady and weird." She told Nurse Lague that she felt like the whole thing was almost planned in a way. She felt that they took [redacted] away for no reason. Later she told Sergeant Weber that the deputies had been acting "weird." She believed that most of the deputies were "under the influence" and that they were not acting normal.

Gentry told Sergeant Arnold that Deputy Chey gave her a hug in the presence of Deputy Moyer. She told Deputy Villalobos that Chey hugged her after Moyer and Fimbres left the scene. She later told Sergeant Weber that Chey hugged her in the presence of Deputy Williams, after the other deputies had left.[6] Neither Deputies Moyer nor Williams ever saw any physical contact between Chey and [redacted]

[redacted] told Sergeant Arnold and Deputy Villalobos that it was her idea to smoke in the rear patio. She did not recall what they talked about in the patio, but it was "nothing

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5 This deputy was later identified as Deputy Moyer.
6 [redacted] described a Black deputy with glasses, later identified as Williams.

weird." She later told Sergeant Weber that it was Chey who suggested that they smoke in the rear patio and she reluctantly agreed. Chey then began to call [redacted] a drug addict, and told her that she shouldn't be with him.

Chey offered to walk her upstairs and followed her to her bedroom. While standing next to her bed Chey kissed her on the mouth. He then placed his hand into her pants and inserted his finger or fingers into her vagina. [redacted] told Sergeant Arnold that she said "please stop" and Chey pulled his hand out of her pants. In subsequent interviews [redacted] stated that she did not say anything to Chey. In her interview with Sergeant Weber she added, for the first time, that she pushed Chey's hand away.

She told Sergeant Arnold that after removing his hand, Chey told her to call him if she needed him. In the subsequent interviews she stated that Chey said "You're not gonna say anything right?" He then told her to call him if she wanted him to come over in the morning.

Chey then entered his phone number into [redacted] phone. [redacted] and [redacted] both recalled seeing the entry spelled out as R-E-N-E-E. In Chey's interview he stated that it was [redacted] who entered his number into her phone.[7] The deputies then left her residence.

[redacted] told Deputy Villalobos that she was wearing black stretch pants during the sexual assault. She told other interviewers that she was wearing blue jeans.

[redacted] stated that the sexual assault occurred during the initial response by the deputies. She stated that the next time she saw Deputy Chey was when he returned with the two Sergeants. She didn't have any recollection of the deputies returning after she called Deputy Chey. When she was asked if she called Chey and told him that [redacted] had returned for his sunglasses, she did not recall. She remarked that it was odd however, because [redacted] had, in fact, forgotten his sunglasses.

She told Sergeant Arnold that she had been [redacted] in the past, but never mentioned that she had been otherwise physically assaulted by anyone. She told Nurse Lague that she had been [redacted] by an ex-boyfriend, but never mentioned that she had been [redacted] in the past. She told Sergeant Weber that she had been put in the [redacted] by an ex-boyfriend and [redacted] by a good friend.

[redacted] told Nurse Lague that she had no loss of memory or lapse of consciousness. However, she stated to other interviewers that she was confused and foggy about some of the events. She also told Sergeant Weber that she has had black outs. She stated that she blacked out while she was on the phone with [redacted]

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[7] The correct spelling of Chey's first name is R-E-N-N-A.

Interviews of [redacted]

[redacted] was interviewed by Sergeant Arnold on January 4, 2009, at approximately 6:40 a.m. He admitted to shaking and pushing [redacted] and pulling her hair while en route to her home. About 30 minutes after [redacted] was driven away by deputies he got a phone call from [redacted] While speaking to her on the phone she stated that the door bell had just rung. He asked her to call him back after she answered the door. Fifteen to twenty minutes later she called back crying.

[redacted] told [redacted] that she had just been raped by a cop. She had been smoking a cigarette with him when he offered to tuck her in. They went upstairs and he started fingering her. She told him to stop and he forcefully pulled off her pants. He pushed her legs over her head and started "going at it." She stated "stop, stop, stop," but he proceeded to have "hard core sex" with her.

[redacted] was interviewed again on January 7, 2009, by Sergeant Weber. He told Sergeant Weber that [redacted] admitted to lying about the rape approximately 20 minutes after he returned to [redacted] house. [redacted] initially thought that [redacted] was lying about the allegation and that she possibly had consensual sex with a deputy. When asked what he now believed really happened, he stated that he didn't know. He knows [redacted] to be jealous and very insecure. She tends to make a bigger deal out of situations. He believed that it is possible that she did embellish what really happened.

Physical Evidence

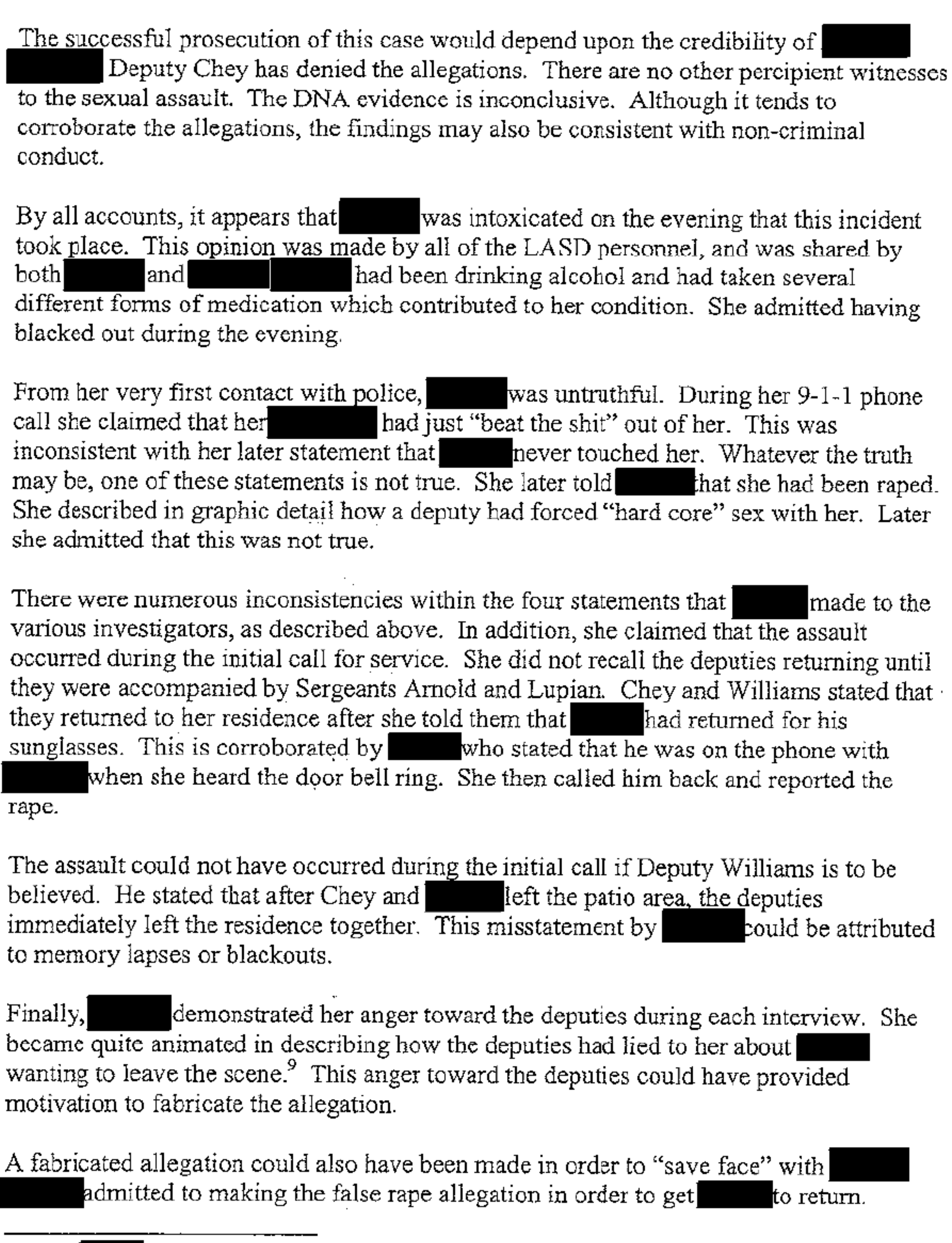
The DNA profiles obtained from both of Chey's hand samples were consistent with a mixture of contributions by both Chey and [redacted] The DNA profile obtained from the perioral sample from Chey was consistent with a mixture of contributions by both Chey and [redacted] The DNA profile obtained from the perioral sample from [redacted] was consistent with a mixture of contributions by both Chey and [redacted]

Chey admitted touching [redacted] hands when checking her for injuries. This touching could have resulted in the transfer of DNA samples from [redacted] to Chey. In his interview with Sergeant Weber, Chey stated that he and [redacted] each smoked separate cigarettes. However, Chey's attorney, Elizabeth Gibbons, provided a letter to Sergeant Weber wherein she states Chey informed her he shared a cigarette with [redacted] on the evening in question. The sharing of a cigarette could cause the transfer of DNA from one subject to another.

Though it appears that Chey has given inconsistent information on this point, Deputy Williams recalled that only [redacted] was smoking a cigarette when he saw the two in the patio. [redacted] only statement on this point was that they "both had a cigarette."

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[8] The perioral sample is obtained from the mouth of the subject.



CONCLUSION

The successful prosecution of this case would depend upon the credibility of [redacted] Deputy Chey has denied the allegations. There are no other percipient witnesses to the sexual assault. The DNA evidence is inconclusive. Although it tends to corroborate the allegations, the findings may also be consistent with non-criminal conduct.

By all accounts, it appears that [redacted] was intoxicated on the evening that this incident took place. This opinion was made by all of the LASD personnel, and was shared by both [redacted] and [redacted] had been drinking alcohol and had taken several different forms of medication which contributed to her condition. She admitted having blacked out during the evening.

From her very first contact with police, [redacted] was untruthful. During her 9-1-1 phone call she claimed that her [redacted] had just "beat the shit" out of her. This was inconsistent with her later statement that [redacted] never touched her. Whatever the truth may be, one of these statements is not true. She later told [redacted] that she had been raped. She described in graphic detail how a deputy had forced "hard core" sex with her. Later she admitted that this was not true.

There were numerous inconsistencies within the four statements that [redacted] made to the various investigators, as described above. In addition, she claimed that the assault occurred during the initial call for service. She did not recall the deputies returning until they were accompanied by Sergeants Arnold and Lupian. Chey and Williams stated that they returned to her residence after she told them that [redacted] had returned for his sunglasses. This is corroborated by [redacted] who stated that he was on the phone with [redacted] when she heard the door bell ring. She then called him back and reported the rape.

The assault could not have occurred during the initial call if Deputy Williams is to be believed. He stated that after Chey and [redacted] left the patio area, the deputies immediately left the residence together. This misstatement by [redacted] could be attributed to memory lapses or blackouts.

Finally, [redacted] demonstrated her anger toward the deputies during each interview. She became quite animated in describing how the deputies had lied to her about [redacted] wanting to leave the scene.[9] This anger toward the deputies could have provided motivation to fabricate the allegation.

A fabricated allegation could also have been made in order to "save face" with [redacted] admitted to making the false rape allegation in order to get [redacted] to return.

[9] In fact, [redacted] stated that he did want to leave, and had already packed his bags when the deputies first arrived.

When the Sergeants arrived she stated several times that "nothing happened." It wasn't until [redacted] argued with her about her allegations that she finally reported the digital penetration.

Based on [redacted] numerous inconsistent statements, lack of recall and the lack of corroborative evidence, the probability of a successful prosecution is extremely remote. Consequently, the available evidence is insufficient to prove beyond a reasonable doubt that Deputy Renna Chey committed a sexual assault. Therefore, we are closing our file and will take no further action in this matter.

BEFORE THE CIVIL SERVICE COMMISSION OF THE

COUNTY OF LOS ANGELES

In the matter of the fifteen (15) day **suspension**, effective April 25, 2011, from the position of Deputy Sheriff, Sheriff's Department, of **RENNA CHEY** **(Case No. 11-165)**	ORDER OF THE CIVIL SERVICE COMMISSION

On March 13, 2013, the Civil Service Commission of the County of Los Angeles, having read the foregoing Findings of Fact and good cause appearing therefor, overruled the petitioner's objections. The Commission adopted as its final decision the findings and recommendation of the Hearing Officer, Jennifer Gardner, to sustain the Department.

Dated this 20th day of March, 2013.

EVELYN V. MARTINEZ, President

LYNN ADKINS, Member

VANGE FELTON, Member

CAROL FOX, Member

Z. GREG KAHWAJIAN, Member



County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169

Leroy D. Baca, Sheriff



April 24, 2011

Deputy Renna Chey, #[redacted]

Dear Deputy Chey:

On November 16, 2010, you were served with a Letter of Intention, indicating your right to respond to the Sheriff's Department's pending disciplinary action against you, as reported under IAB File Number 2235173. You were also advised of your right to review the material on which the discipline was based.

You did exercise your right to respond. However, after review and consideration of the response submitted to support your position, Department executives determined that the recommended discipline is appropriate.

You are hereby notified that you are suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of fifteen (15) days effective April 25, 2011 through May 9, 2011.

An investigation under File Number IAB 2235173, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Manual of Policy and Procedures Sections 3-01/030.05, General Behavior; and/or 3-01/000.10, Professional Conduct; and/or 3-01/030.07, Immoral Conduct; and/or 3-01/050.10, Performance to Standards, on or about January 4, 2009, after responding to an alleged domestic violence incident involving a [redacted] and [redacted], you failed to maintain a level of moral conduct which is in keeping with the highest standards of the law enforcement profession and/or conducted yourself in a manner which caused the Department to be brought into disrepute, as evidenced by, but not limited to:

a) kissing an extremely intoxicated female victim of an alleged domestic violence incident on the mouth, without her consent.

Your actions of going to a domestic violence call and taking advantage of an intoxicated female victim are contrary to this Department's Core Values, Mission and Creed and resulted in the female victim making allegations of rape against you. Thus, you failed to conform to the work standards established for your position as a deputy sheriff, bringing discredit and embarrassment upon yourself and the Sheriff's Department.

2. That in violation of Manual of Policy and Procedures Sections 3-01/040.76, Obstructing an Investigation/Influencing a Witness and/or 3-01/040.70, False Statements, on or about January 4, 2009, you lied during a criminal investigation concerning your actions with a female victim of an alleged domestic violence incident, including but not limited to, stating you did not kiss Complainant [redacted] thereby unduly obstructing and/or delaying their investigation of the incident.

3. That in violation of Manual of Policy and Procedures Section 3-01/040.75, Failure to Make Statements and/or Making False Statements During Departmental Internal Investigations, on or about March 1, 2010, during your subject interview, you made false statements to investigators, including but not limited to, that you did not kiss Complainant [redacted]

Prior to imposing this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You will hereby take notice that any future acts of misconduct may result in more severe disciplinary action.

You may appeal the Department's action in this matter pursuant to Rules 4.02, 4.05, and 18.01 of the Civil Service Rules.

Within fifteen (15) business days from the date of service of this notice of suspension, you may request a hearing on these charges before the Los Angeles County Civil Service Commission, 222 North Grand Avenue, Los Angeles, California 90012.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Joseph H. Stephen Jr., Captain
Commander, Malibu/Lost Hills Station

Note: Attached for your convenience are excerpts of the applicable areas of the Manual of Policy and Procedures and Civil Service Rules.

JHS:JMG:jp

c: Advocacy Unit
Neal B. Tyler, Chief, Field Operations Region I
Internal Affairs Bureau
Personnel Administration
Office of Independent Review (OIR)
Malibu/Lost Hills Station/unit Personnel File